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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/586,391

07/17/2006

Thomas Lassalle

9052-1001

2554

466

7590

06/10/2009

YOUNG & THOMPSON

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Suite 500

ALEXANDRIA, VA 22314

EXAMINER

WILSON, LEE D

ART UNIT

PAPER NUMBER

3727

MAIL DATE

DELIVERY MODE

06/10/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 23-36 are rejected under 35 U.S.C. 102(b) as being anticipated by Hickman (1225955).

Hickman discloses the claimed invention as recited in claims 1-14. Hickman discloses a tooth brush having a brush head having two compartments (figs.1&3), flexible brushes (9) with curved brushes (fig.3), detachable head (7&8 having external walls), and a handle (1&A) which is pivotally mounted. The H-shaped and V-shape are generally shown.

The external wall is going to have a first and second position which do not overlay.

3. Claims 23-36 are rejected under 35 U.S.C. 102(b) as being anticipated by Burki (3732589).

Burki discloses the claimed invention as recited in claims 1-14. Burki discloses a tooth brush having a brush head having two compartments (figs.2&3), a motor

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(41), flexible brushes (31-33) with curved brushes (fig.2), detachable head (35 with parts 31 and 32 being attached to gear 38 which causes them to pivot about an axis and having external walls), and a handle (37&41) which is pivotally mounted.

Allowable Subject Matter

1. Claims 17-22 are allowed.

Response to Arguments

1. **Applicant's arguments filed 3/24/09 have been fully considered but they are not persuasive.**

a. The claims 23-36 have been rejected in part due to the fact the stop is not defined in claim 23. Applicant can contact the examiner thru email

lee.wilson@uspto.gov to set up an interview. The last interview was productive.

At present the rejection stand.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to LEE D. WILSON whose telephone number is 571-272-4499. The examiner can normally be reached on M-TH.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, MONICA CARTER can be reached on 571-272-4475. The fax phone

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number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Ldw

/LEE D WILSON/
Primary Examiner, Art Unit 3727

June 7, 2009